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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/760,652	01/20/2004	Gregory Edward Tierney	200313614-1	9868
22879	7590	02/08/2010	EXAMINER	
HEWLETT-PACKARD COMPANY Intellectual Property Administration 3404 E. Harmony Road Mail Stop 35 FORT COLLINS, CO 80528				CHERY, MARDOCHEE
2186		ART UNIT		PAPER NUMBER
			NOTIFICATION DATE	
			DELIVERY MODE	
			02/08/2010	
			ELECTRONIC	

## Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* GREGORY EDWARD TIERNEY, STEPHEN R. VAN DOREN,  
and SIMON C. STEELY, JR.

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Appeal 2009-005537  
Application 10/760,652  
Technology Center 2100

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Mailed: February 4, 2010

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Before ROGER L. WILLIAMS, *Chief Clerk of the Board*

ORDER DISMISSING APPEAL

On May 4, 2007, Appellant filed a Notice of Appeal. On August 13, 2009, Appellant filed a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114. The RCE will be treated as a request to withdraw the appeal.

Accordingly, the appeal in this application is dismissed.

Appeal 2009-005537  
Application 10/760,652

If there are any questions pertaining to this dismissal, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

MCC/erc

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